

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF VIRGINIA
ALEXANDRIA DIVISION**

Maya Parizer, et al.,

Plaintiffs,

v.

AJP Educational Foundation, et al.,

Defendants.

Case No.1:24-cv-724-RDA-IDD

**BRIEF IN SUPPORT OF MOTION FOR CLERK’S ENTRY OF DEFAULT
AGAINST DEFENDANT ZAREFAH BAROUD**

Plaintiffs respectfully move the Clerk of this Court to enter Defendant Zarefah Baroud’s default pursuant to Federal Rule of Civil Procedure 55(a) because Defendant Baroud has failed to timely answer or respond to Plaintiffs’ First Amended Complaint. “When a party against whom a judgment for affirmative relief is sought has failed to plead or otherwise defend, and that failure is shown by affidavit or otherwise, the clerk must enter the party’s default.” Fed. R. Civ. P. 55(a). Moreover, “[a] defendant must serve an answer . . . within 21 days after being served with the summons and complaint.” Fed. R. Civ. P. 12(a)(1)(A)(i). Because Defendant Baroud has failed to do so, Acres Decl. ¶¶ 7–8, the Clerk should enter her default.

Plaintiffs filed their First Amended Complaint on July 9, 2024. ECF No. 24. The Court issued a summons to Defendant Baroud on July 11, 2024. ECF No. 30. Based on Plaintiffs’ research, Defendant Baroud currently lives with her parents in the Seattle, Washington, metropolitan area. Acres Decl. ¶ 3. Plaintiffs timely served Defendant Baroud on July 20, 2024, by substitute service on her mother and co-resident, Susan Baroud, at her current residential address, 23524 3rd Place West, Bothell, Washington 98021. Acres Decl. ¶ 6; *see also* ECF No. 40 at 3; Va. Code §§ 8.01-296(2)(a), -320(A). Defendant Baroud’s answer or response was due on

August 10, 21 days from the date of service. Acres Aff. ¶ 7; *see also* Fed. R. Civ. P. 12(a)(1)(A)(i). However, to this date, Defendant Baroud has failed to respond to Plaintiffs' First Amended Complaint. Acres Decl. ¶ 8.

Accordingly, Plaintiffs respectfully move the Clerk to enter Defendant Baroud's default pursuant to Federal Rule of Civil Procedure 55(a) because Defendant Baroud "has failed to plead or otherwise defend" against Plaintiffs' First Amended Complaint.

Dated: September 5, 2024

Respectfully submitted,

Counsel for Plaintiffs Maya Parizer, Ariel Ein-Gal, Hagar Almog, Adin Gess, Noach Newman, Natalie Sanandaji, Yoni Diller, David Bromberg, and Lior Bar Or

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Certificate of Service

I hereby certify that on September 5, 2024, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send a notice of electronic filing to all counsel of record.

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